

**A RESOLUTION
BY COUNCILMEMBER CLAIR MULLER**

01- R -1668

AN RESOLUTION TO SUPPORT AN ADDITIONAL AMENDMENT OF ORDINANCE 01-O-1513 BY SO THAT THE CITY'S ABANDONMENT OF A PORTION OF HIRSCH STREET, N.W. PURSUANT TO ORDINANCE 98-O-0628 BY A QUIT-CLAIM DEED IN EXCHANGE FOR SIMILAR PROPERTY, BE CONDITIONED ON THE RESTRICTION OF THE SNYDER STREET PROPERTY AS SHOWN IN ORDINANCE 99-O-2096 (Z-99-71) WHICH ALLOWED THE REZONING OF THE PROPERTY AND FOR OTHER PURPOSES

WHEREAS, on August 3, 1998, the Council adopted 98-O-0628, an ordinance authorizing the abandonment of Hirsch Street, a right-of-way between Fourteenth Street and Ethel Street, N. W., and directing the appraisal of the fair market value of the right-of-way area in fee simple; and

WHEREAS, the City and the Mosque have had discussions concerning the City's proposed abandonment of Hirsch Street and a potential exchange of properties in this transaction, in lieu of the payment by the Mosque of the appraised price of \$242,000 to the City for the abandonment; and

WHEREAS, the Mosque is the owner of property upon which Hirsch Street is located and which, in part, abuts Snyder Street; and

WHEREAS, in connection with the Mosque's zoning application, in Ordinance 99-O-2096 the Mosque agreed to a relocation of its setback abutting Snyder Street, in the event the City desired to widen Snyder Street in the future; and

WHEREAS, the City and the Mosque have negotiated an arrangement pursuant to Ordinance 01-O-1315 as an alternative to the monetary amount of the City's appraisal of Hirsch Street-specifically, the Mosque has agreed to convey to the City by Quitclaim Deed a portion of the Mosque's property abutting Snyder Street (the "Snyder Street Property") comparable in size and value to the Hirsch Street abandonment; and

WHEREAS, the City has determined that it is desirable and in its best interests to accept this exchange of properties in connection with the Hirsch Street abandonment; and

WHEREAS, the City has determined that it is desirable and in its best interests to make the future enforcement of the zoning conditions set forth in Ordinance 99-O-2096 a condition of the Hirsch Street abandonment

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES as follows:

Section 1. That the following condition be added to Ordinance 98-O-0628 and that the other sections of the ordinance be renumbered as appropriate

That the Quitclaim Deed conveying Hirsch Street to the Mosque shall contain a restriction which states that the Mosque shall be required to comply with the site plan received by the Bureau of Planning on August 8, 2000 in connection with the rezoning of the Mosque property pursuant to Ordinance 99-O-2096 (Z-99-71) or as the site plan may be amended by future action of the City Council.

RCS# 3287
11/19/01
3:52 PM

Atlanta City Council

Regular Session

MULTIPLE

00-R-1656, 01-R-1652, 01-R-1668

FILE

YEAS: 9
NAYS: 1
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 3

Y McCarty	B Dorsey	Y Moore	N Thomas
B Starnes	Y Woolard	Y Martin	NV Emmons
Y Bond	B Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	NV Boazman	NV Pitts

CORRECTED COPY

MULTIPLE

01- R-1668

(Do Not Write Above This Line)

A Resolution by Councilmember
Clair Muller:

A Resolution to support an additional amendment of Ordinance 01-O-1513 by so that the City's abandonment of a portion of Hirsch Street, N.W. pursuant to Ordinance 98-O-0628 by a quit-claim deed in exchange for similar property, be conditioned on the restriction of the Snyder Street property as shown in Ordinance 99-O-2096 (Z-99-71) which allowed the rezoning of the property; and for other purposes.

FILED BY
CITY COUNCIL

NOV 19 2001

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☒ PERSONAL PAPER REFER

Date Referred 10/11/01

Referred To: City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred to _____

Committee City
Date 10-9-01

Chair _____

Action: _____
Fav, Adv, Hold (see rev. side)
Other: _____

Members _____

Refer To _____

Committee _____

Date _____

Chair _____

Action: _____
Fav, Adv, Hold (see rev. side)
Other: _____

Members _____

Refer To _____

Committee City Utilities

Date 11/13/01

Chair Clair Muller

Action: _____
Fav, Adv, Hold (see rev. side)
Other: _____

Members _____

Refer To _____

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd

Readings

☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED
NOV 19 2001

ATLANTA CITY COUNCIL PRESIDENT

Barbara Pitts

CERTIFIED
NOV 19 2001

Frank Davidson
MUNICIPAL CLERK

MAYOR'S ACTION